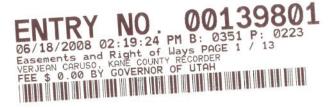
Acknowledgment and Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant



# THE STATE OF UTAH

# TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

**Know ye.** This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Kane County as it pertains to the highway located in Kane County known as Lambs Fields Road; County Road Number: K3150; State Geographic Information Database (SGID) Road Identification Number: RD130360. Total road length is 1.07 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Internet at http://recorded2477roads.utah.gov.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

**In Witness Whereof**, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 12 th day of , 2008.

By the Governor's Designee

John Harja

# CERTIFICATION

State of Utah ) : ss
County of Salt Lake )

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

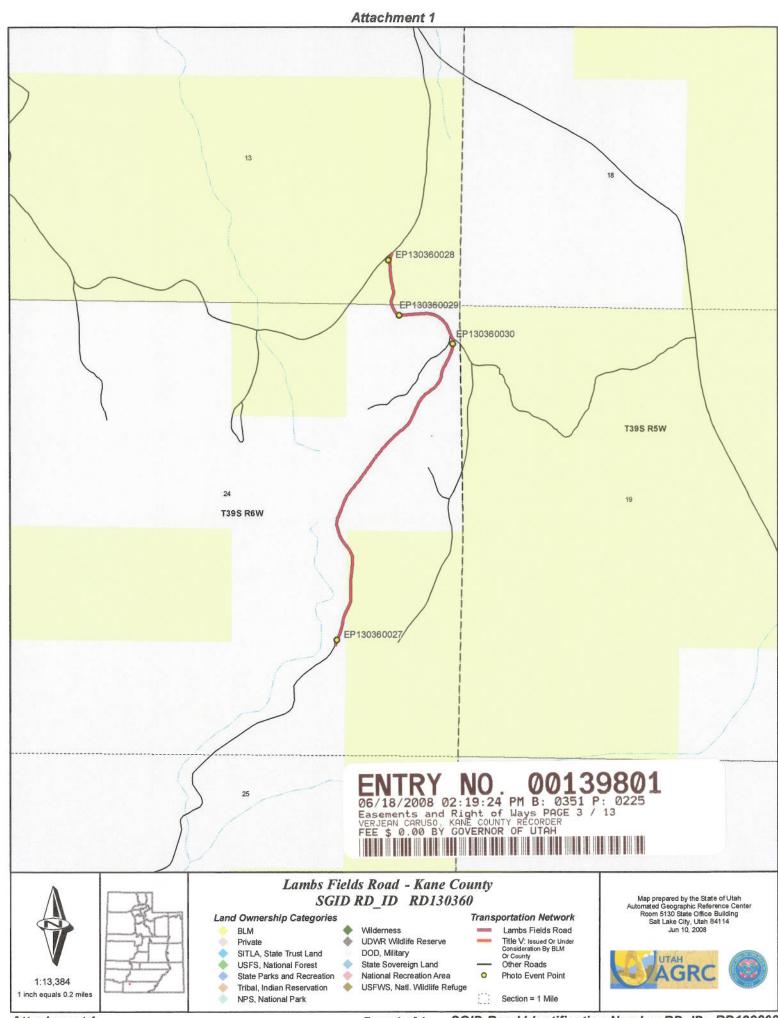
NOTARY PUBLIC
PAMELA Z. BLACKHAM
5110 State Office Bldg
Salt Lake City, Utah 84114
COMMISSION EXPIRES
May 3, 2011
STATE OF UTAH

Dated this 12 th day of fune, 200 8.

Pamela Z. Blackham

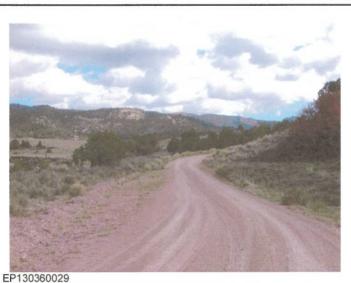
Notary Public

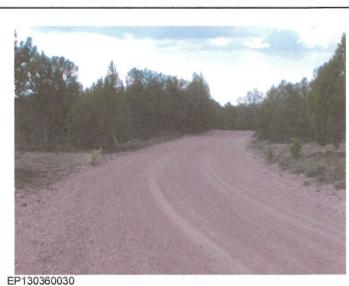
ENTRY NO. 00139801
06/18/2008 02:19:24 PM B: 0351 P: 0224
Easements and Right of Ways PAGE 2 / 13
VERJEAN CARUSO, KANE COUNTY RECORDER
FEE \$ 0.00 BY GOVERNOR OF UTAH











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Easements and Right of Ways PAGE 4 / 13
VERJEAN CARUSO, KANE COUNTY RECORDER
FEE \$ 0.00 BY GOVERNOR OF UTAH

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UNAGRO

Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 June 10, 2008

Lambs Fields Road - Kane County



### Attachment 3

# Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Lambs Fields Road

County: Kane

County Road Number: K3150

State Geographic Information Database (SGID) Road Identification Number: RD130360.

Total Road Length: 1.07 miles more or less.

**Beginning at a point** on the road centerline located at 37 degrees 24 minutes 05.35 seconds North Latitude and -112 degrees 28 minutes 23.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,357,744.4 feet and Y = 10,111,531.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 24 minutes 50.58 seconds North Latitude and -112 degrees 28 minutes 15.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,358,393.8 feet and Y = 10,116,099.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 39 South Range 6 West, Section(s) 13,24, Salt Lake Base & Meridian See Attachment 1 above for a cartographic depiction of the course of this road.

ENTRY NO. 00139801 06/18/2008 02:19:24 PM B: 0351 P: 0227 Easements and Right of Ways PAGE 5 / 13 VERJEAN CARUSO, KANE COUNTY RECORDER FEE \$ 0.00 BY GOVERNOR OF UTAH

# Attachment 4 Road Centerline Description Cover Page(s)

Popular Name: Lambs Fields Road

County: Kane

County Road Number: K3150

State Geographic Information Database (SGID) Road Identification Number: RD130360.

Total Road Length: 1.07 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD130360	001	PVT	0.08 Miles	(not shown)
RD130360	002	BLM	0.15 Miles	A
RD130360	003	PVT	0.72 Miles	(not shown)
RD130360	004	BLM	0.12 Miles	В
		Total Road Length	1.07	

<sup>\*</sup> Indicates that a Title V permit will be requested, is in process, or has been issued.

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<sup>†</sup> Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

# Attachment 5

ENTRY NO. 00139801 06/18/2008 02:19:24 PM B: 0351 P: 0229 Easements and Right of Ways PAGE 7 / 13 VERJEAN CARUSO, KANE COUNTY RECORDER FEE \$ 0.00 BY GOVERNOR OF UTAH

#### AFFIDAVIT OF VANE CAMPBELL

#### LAMBS FIELDS ROAD

#### **COUNTY ROAD NUMBER K3150**

## KANE COUNTY, UTAH.

State of Utah	)
	: ss.
County of Kane	)

Vane Campbell, being first duly sworn, deposes and states as follows:

- 1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I was born January 4, 1930, in Circleville, UT and moved to Alton, Kane County, Utah when I was two years old and have lived in Alton for the past 74 years. I started to work for the Kane County Road Department in 1967. I left the county in 1970 for other employment and returned to the county road department in 1972 and was made Superintendent of the Kane County Road Department in 1974. I worked for the road department until I retired in 1992.
- 2. I have traveled and am familiar with a road in Kane County known as the Lambs Fields Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1970s, it followed the same route as in 2007 when I last observed it. Attached is a Kane County map showing the Lambs Fields Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. The County also identifies this road according to the road number listed above.
- 3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1970s and continuing

ENTRY NO. 00139801
06/18/2008 02:19:24 PM B: 0351 P: 0230
Easements and Right of Ways PAGE 8 / 13
VERJEAN CARUSO, KANE COUNTY RECORDER
FEE \$ 0.00 BY GOVERNOR OF UTAH

through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including Kane County road maintenance vehicles, cars, commercial trucks, four wheel drive vehicles, ATVs and trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976.

- 4. Throughout the time period from the early 1970s to 2007, I have used the road myself for performing maintenance on the roads, camping, picnicking, hunting and/or traveling in and through the area.
- 5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus ranching, cedar post cutting, hiking, rock hounding, livestock operations.
- 6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1970s and continuing through 1976 to the present.
- 7. Prior to 1976, I personally performed maintenance and construction activities on the road.

Dated this /5 day of May, 2007.

Vane Campbell VANE CAMPBELL

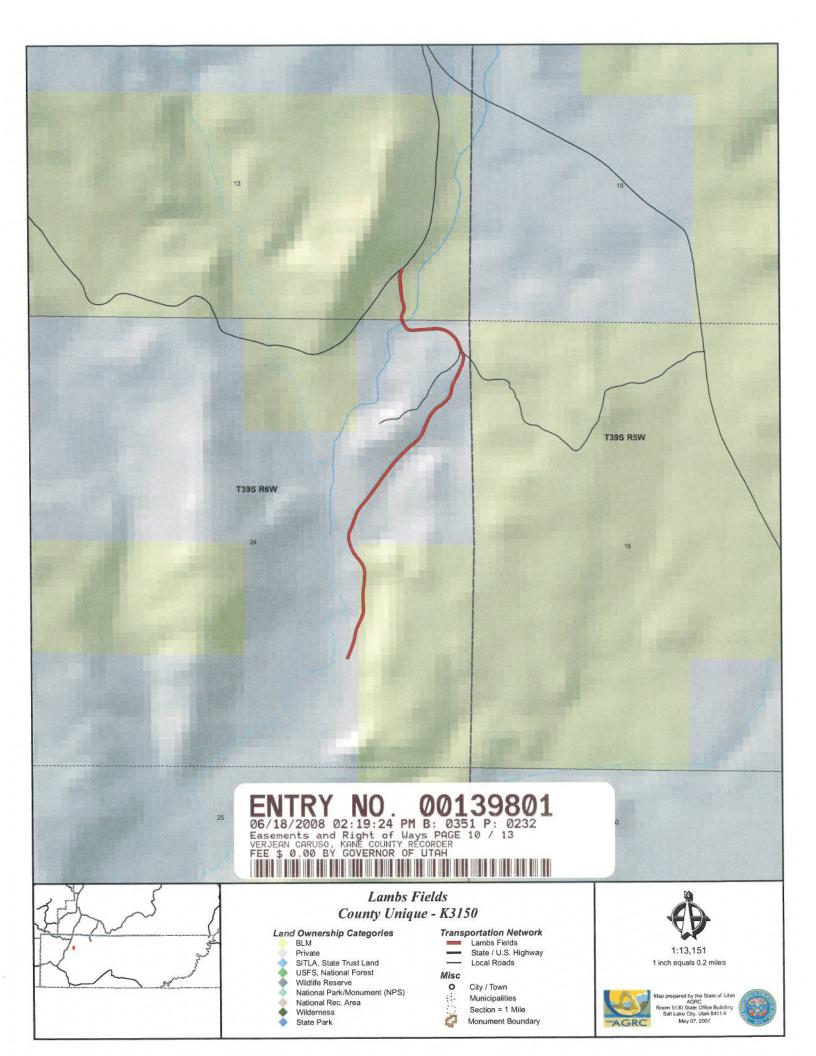
SUBSCRIBED AND SWORN to before me this \_/5tday of May, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

Morca Schrole
NOTARY PUBLIC

NOTARY PUBLIC

ENTRY NO. 00139801 06/18/2008 02:19:24 PM B: 0351 P: 0231 Easements and Right of Ways PAGE 9 / 13 VERJEAN CARUSO, KANE COUNTY RECORDER FEE \$ 0.00 BY GOVERNOR OF UTAH



#### AFFIDAVIT OF KURT BRINKERHOFF

#### LAMBS FIELDS ROAD

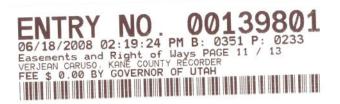
#### **COUNTY ROAD NUMBER K3150**

## KANE COUNTY, UTAH

State of Utah	)
	: SS.
County of Kane	)

KURT BRINKERHOFF, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I have lived in Kane County for 68 years. I was born July 6, 1939.
- 2. I have traveled and am familiar with a road in Kane County known as the Lambs Fields Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1953, it followed the same route as in 2003 when I last observed it. Attached is a Kane County map showing Lambs Fields Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. The County also identifies this road according to the road number listed above.
- 3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early 1953 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, jeeps and ATV's. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was daily in 2003.

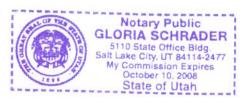


- Throughout the time period from 1953 to 2003, I have used the road myself for farming and hunting.
- 5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus livestock operations, oil and gas exploration, camping, government and mining access.
- 6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
  - 7. Prior to 1976, I observed the graded surface of the road.

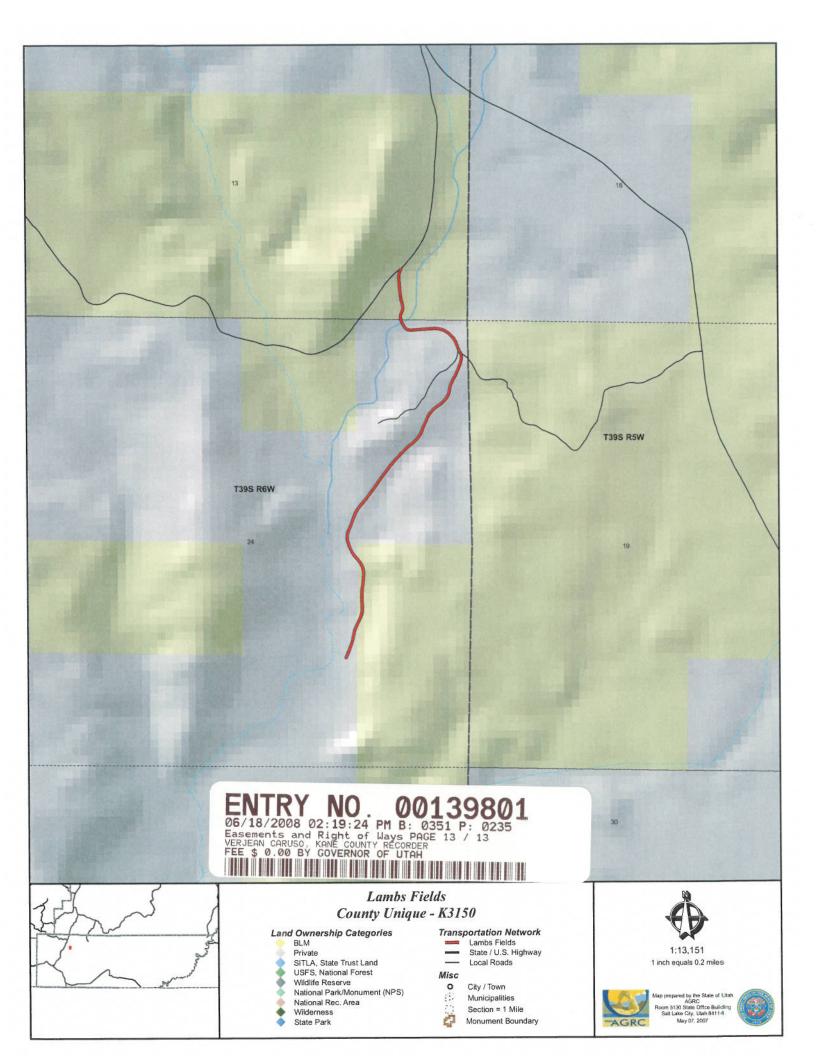
    Dated this 5-/5-day of May, 2007.

KURT BRINKERHOFF

SUBSCRIBED AND SWORN to before me this 15th day of May, 2007.



Morei Schrade
NOTARY PUBLIC



## Appendix A to Attachment 4

Popular Name: Lambs Fields Road

County: Kane

County Road Number: K3150

State Geographic Information Database (SGID) Road Identification Number: RD130360.

Road-Segment Number: 002

Road-Segment Length: 0.15 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 39 South Range 6 West, Section(s) 24, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Lambs Fields Road)-- Segment 002 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 37 degrees 24 minutes 09.29 seconds North Latitude and -112 degrees 28 minutes 21.71 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,357,874.9 feet and Y = 10,111,927.8 feet; thence the following courses along the said road center line:

```
thence North 24 Degrees 16 Minutes 44 Seconds East thence North 23 Degrees 38 Minutes 33 Seconds East thence North 25 Degrees 39 Minutes 06 Seconds East thence North 27 Degrees 10 Minutes 32 Seconds East thence North 26 Degrees 34 Minutes 15 Seconds East thence North 23 Degrees 58 Minutes 55 Seconds East thence North 21 Degrees 55 Minutes 02 Seconds East thence North 18 Degrees 22 Minutes 35 Seconds East thence North 15 Degrees 27 Minutes 19 Seconds East thence North 09 Degrees 01 Minutes 35 Seconds East thence North 00 Degrees 24 Minutes 38 Seconds East thence North 01 Degrees 01 Minutes 20 Seconds West 15.6 feet
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```
thence North 02 Degrees 11 Minutes 28 Seconds West 18.9 feet
thence North 00 Degrees 50 Minutes 55 Seconds West 20.5 feet
thence North 01 Degrees 45 Minutes 54 Seconds West 20.5 feet
thence North 01 Degrees 58 Minutes 22 Seconds West 21.3 feet
thence North 01 Degrees 03 Minutes 45 Seconds West 22.2 feet
thence North 01 Degrees 24 Minutes 01 Seconds West 22.2 feet
thence North 00 Degrees 32 Minutes 40 Seconds West 22.9 feet
thence North 01 Degrees 29 Minutes 55 Seconds East 23 feet
thence North 03 Degrees 03 Minutes 12 Seconds East 23 feet
thence North 05 Degrees 12 Minutes 06 Seconds East 22.3 feet
thence North 06 Degrees 52 Minutes 04 Seconds East 22.4 feet
thence North 07 Degrees 02 Minutes 16 Seconds East 23.1 feet
thence North 06 Degrees 52 Minutes 42 Seconds East 22.3 feet
thence North 06 Degrees 02 Minutes 29 Seconds East 22.3 feet
thence North 05 Degrees 14 Minutes 59 Seconds East 23.1 feet
thence North 05 Degrees 02 Minutes 00 Seconds East 22.2 feet
thence North 02 Degrees 14 Minutes 13 Seconds East 23 feet
thence North 00 Degrees 11 Minutes 32 Seconds East 23 feet
thence North 01 Degrees 21 Minutes 17 Seconds West 21.4 feet
thence North 05 Degrees 02 Minutes 53 Seconds West 22.2 feet
thence North 13 Degrees 16 Minutes 23 Seconds West 21 feet
thence North 20 Degrees 21 Minutes 02 Seconds West 21 feet
thence North 26 Degrees 20 Minutes 35 Seconds West 21 feet
thence North 30 Degrees 05 Minutes 26 Seconds West 19.8 feet
thence North 32 Degrees 31 Minutes 12 Seconds West 18.5 feet
thence North 37 Degrees 59 Minutes 05 Seconds West 16.6 feet
thence North 39 Degrees 44 Minutes 53 Seconds West 14.9 feet
```

thence North 39 Degrees 10 Minutes 18 Seconds West 8.3 feet more or less to **the ending point** at: 37 degrees 24 minutes 16.81 seconds North Latitude and -112 degrees 28 minutes 21.74 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,357,880.3 feet and Y = 10,112,688.4 feet.

# Appendix B to Attachment 4

Popular Name: Lambs Fields Road

County: Kane

County Road Number: K3150

State Geographic Information Database (SGID) Road Identification Number: RD130360.

Road-Segment Number: 004

Road-Segment Length: 0.12 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 39 South Range 6 West, Section(s) 13, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Lambs Fields Road)-- Segment 004 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 37 degrees 24 minutes 44.64 seconds North Latitude and -112 degrees 28 minutes 15.79 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,358,389.4 feet and Y = 10.115.498.8 feet: thence the following courses along the said road center line:

```
thence North 17 Degrees 24 Minutes 05 Seconds West 4 feet thence North 13 Degrees 22 Minutes 52 Seconds West 17.7 feet thence North 03 Degrees 30 Minutes 14 Seconds West 16.4 feet thence North 06 Degrees 23 Minutes 35 Seconds East 12.4 feet thence North 17 Degrees 26 Minutes 44 Seconds East 10.3 feet thence North 24 Degrees 11 Minutes 05 Seconds East 11.7 feet thence North 24 Degrees 24 Minutes 12 Seconds East 14.4 feet thence North 22 Degrees 32 Minutes 26 Seconds East 15.1 feet thence North 16 Degrees 07 Minutes 23 Seconds East 16.2 feet thence North 08 Degrees 05 Minutes 38 Seconds East 18.2 feet thence North 00 Degrees 38 Minutes 12 Seconds East 18.1 feet thence North 06 Degrees 44 Minutes 54 Seconds West 19 feet
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thence North 11 Degrees 14 Minutes 27 Seconds West 20.1 feet
thence North 14 Degrees 11 Minutes 16 Seconds West 18.6 feet
thence North 14 Degrees 30 Minutes 24 Seconds West 18.6 feet
thence North 13 Degrees 32 Minutes 21 Seconds West 16 feet
thence North 12 Degrees 05 Minutes 51 Seconds West 15.1 feet
thence North 09 Degrees 45 Minutes 40 Seconds West 15 feet
thence North 08 Degrees 16 Minutes 06 Seconds West 13.3 feet
thence North 07 Degrees 25 Minutes 26 Seconds West 13.2 feet
thence North 07 Degrees 25 Minutes 26 Seconds West 13.2 feet
thence North 07 Degrees 00 Minutes 01 Seconds West 13.2 feet
thence North 05 Degrees 48 Minutes 33 Seconds West 14 feet
thence North 05 Degrees 10 Minutes 10 Seconds West 13.1 feet
thence North 05 Degrees 17 Minutes 13 Seconds West 13.2 feet
thence North 04 Degrees 01 Minutes 04 Seconds West 13.2 feet
thence North 03 Degrees 33 Minutes 36 Seconds West 11.5 feet
thence North 04 Degrees 53 Minutes 22 Seconds West 9 feet
thence North 06 Degrees 38 Minutes 20 Seconds West 7.4 feet
thence North 04 Degrees 52 Minutes 22 Seconds West 4.1 feet
thence North 04 Degrees 29 Minutes 35 Seconds West 9.9 feet
thence North 03 Degrees 17 Minutes 48 Seconds West 13.2 feet
thence North 03 Degrees 06 Minutes 14 Seconds West 14.8 feet
thence North 03 Degrees 01 Minutes 06 Seconds West 13.1 feet
thence North 03 Degrees 52 Minutes 30 Seconds West 13.2 feet
thence North 06 Degrees 34 Minutes 34 Seconds West 13.2 feet
thence North 04 Degrees 52 Minutes 22 Seconds West 11.5 feet
thence North 01 Degrees 32 Minutes 55 Seconds West 9 feet
thence North 02 Degrees 16 Minutes 39 Seconds East 6.6 feet
thence North 03 Degrees 30 Minutes 54 Seconds East 4.9 feet
thence North 06 Degrees 32 Minutes 37 Seconds East 5 feet
thence North 09 Degrees 19 Minutes 45 Seconds East 7.5 feet
thence North 12 Degrees 21 Minutes 42 Seconds East 9.3 feet
thence North 14 Degrees 22 Minutes 22 Seconds East 9.3 feet
thence North 18 Degrees 41 Minutes 03 Seconds East 8.7 feet
thence North 20 Degrees 50 Minutes 27 Seconds East 7.9 feet
thence North 18 Degrees 04 Minutes 02 Seconds East 8.6 feet
thence North 21 Degrees 08 Minutes 55 Seconds East 7.9 feet
```

thence North 24 Degrees 10 Minutes 10 Seconds East 25.3 feet more or less to **the ending point at:** 37 degrees 24 minutes 50.58 seconds North Latitude and -112 degrees 28 minutes 15.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,358,393.8 feet and Y = 10,116,099.0 feet.

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